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7 **UNITED STATES DISTRICT COURT**  
8 **CENTRAL DISTRICT OF CALIFORNIA**  
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10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 Salvador Cienfuegos Zepeda

14 Defendant.  
15  
16

Case No. 2:20-mj-05010 DUTY

**ORDER OF DETENTION**

17 **I.**

18 A. ( x ) On motion of the Government in a case allegedly involving:

19 1. ( ) a crime of violence.

20 2. ( x ) an offense with maximum sentence of life imprisonment or death.

21 3. ( x ) a narcotics or controlled substance offense with maximum  
22 sentence of ten or more years.

23 4. ( ) any felony - where the defendant has been convicted of two or more  
24 prior offenses described above.

25 5. ( ) any felony that is not otherwise a crime of violence that involves a minor  
26 victim, or possession or use of a firearm or destructive device or any  
27 other dangerous weapon, or a failure to register under 18 U.S.C § 2250.  
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1 B. ( x ) On motion by the Government allegedly involving:

2 1. ( x ) a serious risk that the defendant will flee.

3 2. ( ) a serious risk that the defendant will:

4 a. ( ) obstruct or attempt to obstruct justice.

5 b. ( ) threaten, injure, or intimidate a prospective witness or juror or  
6 attempt to do so.

7 C. The Government ( x ) is/ ( ) is not entitled to a rebuttable presumption that no  
8 condition or combination of conditions will reasonably assure the defendant's  
9 appearance as required and the safety of any person or the community.

10 **II.**

11 A. ( x ) The Court finds that no condition or combination of conditions will  
12 reasonably assure:

13 1. ( x ) the appearance of the defendant as required.

14 ( x ) and/or

15 2. ( x ) the safety of any person or the community.

16 B. ( x ) The Court finds that the defendant has not rebutted by sufficient  
17 evidence to the contrary the presumption provided by statute.

18 **III.**

19 The Court has considered:

20 A. the nature and circumstances of the offense(s) charged, including whether the  
21 offense is a crime of violence, a Federal crime of terrorism, or involves a minor  
22 victim or a controlled substance, firearm, explosive, or destructive device;

23 B. the weight of evidence against the defendant;

24 C. the history and characteristics of the defendant; and

25 D. the nature and seriousness of the danger to any person or to the community.

26 **IV.**

The Court also has considered all the evidence adduced at the hearing and the arguments and/or statements of counsel, and the Pretrial Services Report/recommendation.

## V.

The Court bases the foregoing findings on the following:

A. ( x ) As to **flight risk**:

- ☐ Lack of bail resources
- x Refusal to interview with Pretrial Services
- x No stable residence, employment or other ties to the U.S.
- ☐ Previous failure to appear or violations or probation, parole, or release
- x Extensive ties to and connections within Mexico
- x Unrebutted presumption [18 U.S.C. § 3142(e)(2)]
- x Facing serious criminal charges with possible life sentence

B. ( x ) As to **danger**:

- ☐ Nature of previous criminal convictions
- x Allegations in present charging document
- ☐ Substance abuse
- ☐ Already in custody on state or federal offense
- x Unrebutted presumption [18 U.S.C. § 3142(e)(2)]

C. ( ) Defendant submitted to detention

## VI.

A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.

B. IT IS FURTHER ORDERED that the defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to

1 the extent practicable, from persons awaiting or serving sentences or being  
2 held in custody pending appeal.

3 C. IT IS FURTHER ORDERED that the defendant be afforded reasonable  
4 opportunity for private consultation with counsel.

5 D. IT IS FURTHER ORDERED that, on order of a Court of the United States or  
6 on request of any attorney for the Government, the person in charge of the  
7 corrections facility in which the defendant is confined deliver the defendant to  
8 a United States marshal for the purpose of an appearance in connection with a  
9 court proceeding.

10 DATED: 10/20/2020



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12 ALEXANDER F. MacKINNON  
13 UNITED STATES MAGISTRATE JUDGE  
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